

No. 89-1433-ADY
Status: GRANTED

Title: United States, Appellant

v.

Shawn D. Eichman, David Gerald Blalock and Scott W. Tyler

Docketed:
March 13, 1990

Court: United States District Court
for the District of Columbia

Vide:
89-1434

Counsel for appellant: Solicitor General

Counsel for appellee: Kraut, Nina, Kunstler, William,
Cole, David, Hamilton III, Charles S.

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Entry	Date	Note	Proceedings and Orders
1	Mar 13 1990	G	Statement as to jurisdiction filed.
2	Mar 13 1990	G	Motion of the Solicitor General to expedite consideration of the jurisdictional statement filed.
3	Mar 13 1990		DISTRIBUTED. March 16, 1990 (CONFERENCE).
4	Mar 13 1990	X	Brief amici curiae of Speaker and Leadership Group of the House of Representatives filed.
5	Mar 14 1990		Opposition of Eichman, et al. to motion of appellant United States to expedite consideration of the jurisdictional statement filed.
6	Mar 15 1990	X	Brief of appellant in reply to appellees' opposition to motion to expedite consideration and establish expedited schedule filed.
7	Mar 16 1990		Motion of the Solicitor General to expedite consideration of the jurisdictional statement GRANTED. to the extent that motions to dismiss or affirm shall be received by the Clerk on or before noon, Monday, March 26, 1990.
9	Mar 23 1990		Brief of appellees Eichman, et al. in opposition filed. VIDED.
8	Mar 26 1990		REDISTRIBUTED. March 30, 1990
10	Mar 26 1990	G	Motion of Speaker and Leadership Group of the House of Representatives for leave to file, as amici curiae, a printed brief that differs from the previously submitted typewritten brief filed.
11	Mar 30 1990		Motion of Speaker and Leadership Group of the House of Representatives for leave to file, as amici curiae, a printed brief that differs from the previously submitted typewritten brief GRANTED.
12	Mar 30 1990		The motion of the Solicitor General to expedite consideration of the statements as to jurisdiction is granted. In these cases probable jurisdiction is noted. The brief of the Solicitor General is to be filed with the Clerk of the Court and served upon appellees on or before 3:00 p.m., Wednesday, April 18, 1990. The brief(s) of the appellees is to be filed with the Clerk of the Court and served upon the Solicitor General on or before 3:00 p.m., Thursday, May 3, 1990. Any reply brief is to be filed with the Clerk of the Court and served

Entry	Date	Note	Proceedings and Orders
			upon appellees on or before 3:00 p.m., Thursday, May 10, 1990. The cases are set for oral argument at 10:00 a.m., Monday, May 14, 1990.

13	Mar 30 1990	X	Brief amicus curiae of Speaker and Leadership Group of the House of Representatives filed. VIDE.
14	Apr 4 1990	G	Application (A89-692) by Speaker and Leadership Group of the House of Representatives to file a brief as amicus curiae in excess of page limits, submitted to The Chief Justice.
15	Apr 4 1990	D	Motion of appellees for divided argument filed.
16	Apr 4 1990		Application (A89-692) granted by the Chief Justice, allowing a maximum of 40 pages.
17	Apr 9 1990	G	Application (A89-706) by United States Senate to file a brief as amicus curiae in excess of page limits, submitted to The Chief Justice.
18	Apr 11 1990		Application (A89-706) granted by the Chief Justice, allowing a maximum of 40 pages.
19	Apr 11 1990		Record filed.
		*	Certified copy of original record.
20	Apr 12 1990		Joint appendix filed. VIDE.
21	Apr 16 1990	G	Motion of appellee Darius Strong for leave to proceed further herein in forma pauperis filed.
22	Apr 16 1990	G	Motion of appellee Darius Strong for appointment of counsel filed.
23	Apr 16 1990		DISTRIBUTED. APRIL 20, 1990. (MOTION FOR LEAVE TO PROCEED FURTHER HEREIN IN FORMA PAUPERIS AND MOTION FOR APPOINTMENT OF COUNSEL).
24	Apr 17 1990		Brief amicus curiae of Southeastern Legal Foundation, Inc. filed. VIDE.
28	Apr 17 1990		Brief of appellant United States filed. VIDE.
29	Apr 17 1990		Brief amicus curiae of Governor Mario M. Cuomo filed. VIDE.
25	Apr 18 1990		Brief amicus curiae of Senator Joseph R. Biden, Jr, filed. VIDE.
26	Apr 18 1990		Brief amicus curiae of United States Senate filed. VIDE.
		*	Ten copies of material lodged in support.
27	Apr 18 1990		Brief amicus curiae of Speaker and Leadership Group of the House of Representatives filed. VIDE.
30	Apr 23 1990		Motion of appellee Darius Strong for leave to proceed further herein in forma pauperis GRANTED.
31	Apr 23 1990		Motion for appointment of counsel GRANTED and it is ordered that Charles S. Hamilton, III, Esquire, of Seattle, Washington, is appointed to serve as counsel for the appellee Darius Strong in this case. for the purpose of filing a brief.
32	Apr 24 1990	G	Motion of appellees Eichman, Blalock, Tyler, Haggerty, Garza and Campbell for leave to proceed further herein in forma pauperis filed.
33	Apr 25 1990		CIRCULATED.
34	Apr 30 1990		Motion of appellees for divided argument DENIED.
35	Apr 30 1990		Motion of appellees Eichman, Blalock, Tyler, Haggerty,

Entry	Date	Note	Proceedings and Orders
			Garza and Campbell for leave to proceed further herein in forma pauperis GRANTED.
36	Apr 30 1990		Brief of appellee Darius Strong filed. VIDE.
37	May 1 1990	X	Brief of appellees Eichman, et al. filed. VIDE.
38	May 2 1990	X	Brief amici curiae of ACLU, et al. filed. VIDE.
39	May 2 1990	X	Brief amicus curiae of NAACP filed. VIDE.
40	May 2 1990	X	Brief amici curiae of Jasper Johns, et al. filed. VIDE.
43	May 2 1990		Lodging received. (10 copies).
41	May 3 1990	X	Brief amici curiae of People for the American Way, et al. filed. VIDE.
42	May 3 1990	X	Brief amicus curiae of American Bar Association filed. VIDE.
44	May 3 1990	G	Motion of Association of Art Museum Directors, et al. for leave to file a brief as amici curiae, out-of-time, filed.
45	May 9 1990	X	Reply brief of appellant United States filed. VIDE.
46	May 14 1990		Motion of Association of Art Museum Directors, et al. for leave to file a brief as amici curiae, out-of-time, GRANTED.
47	May 14 1990		ARGUED.